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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

## Patent

MADE  
Applicant(s): James P. Baukus,  
et al. ) Re: Information Disclosure  
Serial No.: 10/789,261 ) Statement  
Filed: February 26, 2004 ) Group: not yet assigned  
For: "A PERMANENTLY ON TRANSISTOR  
IMPLEMENTED USING A..." ) Examiner: not yet assigned  
 ) Our Ref: B-3948DIV 621654-4  
 ) Date: July 23, 2004

Commissioner for Patents  
P.O. Box 1450  
Alexandria VA, 22313-1450

Sir:

In accordance with the Applicants' duty to disclose information which may be material to the examination of this application, the undersigned respectfully requests that the Examiner consider on the merits the documents listed on the enclosed Form PTO-1449 (modified) before issuing the first Office Action on the merits. Copies of the foreign patent documents and the non-patent publications listed on the enclosed Form PTO-1449 (modified) are enclosed herewith for the Examiner's convenience. Copies of the U.S. patent documents listed on the enclosed Form PTO-1449 (modified) are not enclosed, pursuant to Deputy Commissioner Stephen G. Kunin's Pre OG Notice dated July 11, 2003, with the exception of U.S. Application Nos. 10/828,022 and 10/881,286 because they have not yet been published.

It should be noted that the above-identified application may be related by subject matter to the following U.S. Application(s): 08/869,824, filed June 6, 1997 (now U.S. Patent No. 5,973,375); 09/696,826, filed October 25, 2000; 09/882,892, filed June 15, 2001 (now U.S. Patent No. 6,740,942 B2); 10/132,523, filed April 24, 2002; 10/637,848, filed August 7, 2003; 10/735,841, filed December 12, 2003; 10/828,022, filed April 19, 2004; 10/881,286, filed on June 29, 2004; and 09/758,792, the inventor and filing date of which is unknown. Pursuant to 37 C.F.R. 1.56(a) and

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M.P.E.P. 2004, paragraph 9, the applicant brings these co-pending applications to the attention of the Examiner. The Examiner should consider this information during the prosecution of the above-identified application. However, citation of these applications does not constitute an admission that the claims of the present application are substantially similar or similar to those of the applications listed above.

Please note that the U.S. Application(s): 08/869,824, filed June 6, 1997 (now U.S. Patent No. 5,973,375); 09/696,826, filed October 25, 2000; 10/132,523, filed April 24, 2002; 10/637,848, filed August 7, 2003; 10/735,841, filed on December 12, 2003; and 09/758,792, the inventor and filing date of which is unknown were previously cited in an Information Disclosure Statement (IDS) filed on February 26, 2004 for the subject application. Therefore, copies of the above-mentioned documents are not enclosed in this IDS.

The filing of this Information Disclosure Statement (IDS) shall not be construed as a representation that a search has been made (37 C.F.R. 1.97(g)), an admission that the information cited is, or is considered to be, material to patentability, or that no other material information exists.

The Applicants believe that this IDS is being submitted before the issuance of a first Office Action on the merits and before the issuance of a Final Rejection or Notice of Allowance. Therefore, no official fees should be due; and this IDS should be considered on the merits. If this IDS is being submitted after the issuance of the first Office Action on the merits and before the issuance of a Final Rejection or Notice of Allowance, please contact the undersigned to authorize a payment of \$180.00 (or any other

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required amount), which is the fee set forth in 37 C.F.R. § 1.97(c), if the Examiner believes that such a fee is due in order for this IDS to be considered on the merits.

The filing of this Information Disclosure Statement shall not be construed as an admission against interest in any manner. (Notice of January 9, 1992, 1135 O.G. 13-25, at 25.

The person making this statement is the practitioner who signs below on the basis of information supplied by an individual associated with the filing and prosecution of this application (37 C.F.R. § 1.56(c)) and on the basis of information in the practitioner's file.

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first-class mail in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450", on July 23, 2004 by Shana Morda.

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Respectfully submitted,



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Enclosures: Form PTO-1449 (modified) (1 page)  
Copy of Non-U.S. Patent documents listed on Form PTO-1449 (modified), with the exception of U.S. Application Nos. 10/828,022 and U.S. Application No. 10/881,286



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Form PTO-1449 (Modified)	ATTY DOCKET NO. B-3948DIV 621654-4	U.S. SERIAL NO. 10/789, 261
LIST OF PATENTS AND PUBLICATIONS STATEMENT	<b>APPLICANTS</b> James P. Baukus, et al.	
	FILING DATE February 26, 2004	GROUP not yet assigned

U.S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	ISSUE DATE	NAME	CLASS	SUB-CLASS	FILING DATE or 102(e) DATE IF APPROPRIATE
	5,834,356	11/1998	Bothra et al.	438	384	
	5,998,257	12/1999	Lane et al.	438	253	
	6,740,942 B2	5/2004	Baukus et al.	257	406	
	10/828,022		Chow et al.			4/19/2004
	10/881,286		Chow et al.			6/29/2004

FOREIGN PATENT DOCUMENTS

	DOCUMENT NUMBER	PUBLICATION DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION YES/NO

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

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EXAMINER	DATE CONSIDERED

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.